



Minutes of MAYOR AND COUNCIL Meeting

Approved by Mayor and Council
on March 4, 2008

Date of Meeting: October 2, 2007

The Mayor and Council of the City of Tucson met in regular session in the Mayor and Council Chambers in City Hall, 255 West Alameda Street, Tucson, Arizona, at 5:34 p.m. on Tuesday, October 2, 2007, all members having been notified of the time and place thereof.

1. ROLL CALL

The meeting was called to order by Mayor Pro Tempore Scott and upon roll call, those present and absent were:

Present:

José J. Ibarra	Council Member Ward 1
Carol W. West	Council Member Ward 2
Karin Uhlich	Council Member Ward 3
Steve Leal	Council Member Ward 5
Shirley C. Scott	Mayor Pro Tempore, Vice Mayor, Ward 4

Absent/Excused:

Robert E. Walkup	Mayor
Nina J. Trasoff	Council Member Ward 6

Staff Members Present:

Mike Hein	City Manager
Michael Rankin	City Attorney
Kathleen S. Detrick	City Clerk
Mike Letcher	Deputy City Manager

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Ceci Sotomayor, City Clerk's Office, after which the Pledge of Allegiance was presented by the entire assembly.

Presentations:

- a. On behalf of the City of Tucson, Mayor Pro Tempore Scott accepted a Certificate of Appreciation and Jade Sponsorship Award from Frank Ballesteros, Executive Director of PPEP Foundation.
- b. Mayor Pro Tempore Scott presented awards to the Seventh Annual Ward 4 Back to School Bash contributors and volunteers.

Kathleen S. Detrick, City Clerk, announced Susie Rogers would assist anyone in the audience needing Spanish language translation for items listed on the agenda.

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS

Mayor Pro Tempore Scott announced City Manager's communication number 533, dated October 2, 2007, was received into and made a part of the record. She also announced this was the time scheduled to allow members of the Mayor and Council to report on current events and asked if there were any reports.

- a. Council Member West invited the public to attend a landfill tour on October 13 or November 10, 2007. She also announced she was hosting a Water Harvesting tour on October 27, 2007.
- b. Council Member Uhlich congratulated Presidio School for receiving a Blue Ribbon Award from the U.S. Department of Education.

4. CITY MANAGER'S REPORT: SUMMARY OF CURRENT EVENTS

Mayor Pro Tempore Scott announced City Manager's communication number 534, dated October 2, 2007, was received into and made a part of the record. She also announced this was the time scheduled to allow the City Manager to report on current events, and asked for that report.

No report was given.

5. LIQUOR LICENSE APPLICATIONS

Mayor Pro Tempore Scott announced City Manager's communication number 536, dated October 2, 2007, was received into and made a part of the record. She asked the City Clerk to read the Liquor License Agenda.

b. Liquor License Applications

Person Transfer(s)

1. Wings Over Broadway, Ward 6
5004 E. Broadway
Applicant: Marcos Diego Ortiz
Series 7, City 69-07
Action must be taken by: October 11, 2007
Staff has indicated the applicant is in compliance with city requirements.

c. Special Event(s)

1. St. Luke's in the Desert, Inc., Ward 2
3800 E. River Road
Applicant: Larry Rush
City T62-07
Date of Event: October 21, 2007
(Fundraiser)
Staff has indicated the applicant is in compliance with city requirements.
2. North 4th Avenue Merchants Association, Ward 6
4th Avenue Between 9th Street & University Blvd.
Applicant: Kurt Patrick Tallis
City T65-07
Date of Event: December 7, 2007 - December 9, 2007
(Fundraising Civic Event)
Staff has indicated the applicant is in compliance with city requirements.
3. Saints Peter and Paul Catholic School, Ward 6
1436 N. Campbell
Applicant: Ralph C. Nunez
City T68-07
Date of Event: October 13, 2007
(School Fundraiser/Funds are Utilized to Enhance Facility and Grounds)
Staff has indicated the applicant is in compliance with city requirements.

4. Our Mother of Sorrows Roman Catholic Church, Inc., Ward 4
1800 S. Kolb Rd.
Applicant: Lupita P. Rocha
City T71-07
Date of Event: October 12, 2007 - October 14, 2007
(Annual Fundraiser)
Staff has indicated the applicant is in compliance with city requirements.
5. Tucson Centers for Woman and Children, Ward 3
4502 N. 1st Ave.
Applicant: Robert A. Traub
City T72-07
Date of Event: October 13, 2007
(Fundraiser)
Staff has indicated the applicant is in compliance with city requirements.
6. St. Cyril of Alexandria Parish, Ward 6
4725 E. Pima Street
Applicant: Sandra L. Forst
City T73-07
Date of Event: October 18, 2007 - October 21, 2007
(Fundraiser for Parish and School)
Staff has indicated the applicant is in compliance with city requirements.
7. Girls Incorporated of Southern Arizona ("GISA"), Ward 1
325 W. 2nd St.
Applicant: Marian C. Abram
City T76-07
Date of Event: October 13, 2007
(Fundraiser)
Staff has indicated the applicant is in compliance with city requirements.
8. Tucson Botanical Gardens, Ward 6
2150 N. Alvernon Way
Applicant: Nancy Roubicek Laney
City T77-07
Date of Event: October 14, 2007
(Fundraising Event - The Butterfly Affaire)
Staff has indicated the applicant is in compliance with city requirements.
9. Tucson Museum of Art, Ward 1
140 N. Main Ave.
Applicant: Alison Sylvester
City T79-07
Date of Event: October 12, 2007
(Exhibition Opening Reception)
Staff has indicated the applicant is in compliance with city requirements.

10. Tucson Museum of Art, Ward 1
140 N. Main Ave.
Applicant: Alison Sylvester
City T80-07
Date of Event: October 19, 2007
(Exhibition Opening Reception)
Staff has indicated the applicant is in compliance with city requirements.
11. Tucson Museum of Art, Ward 1
140 N. Main Ave.
Applicant: Alison Sylvester
City T81-07
Date of Event: November 17, 2007 - November 18, 2007
(Fundraising Craft Market)
Staff has indicated the applicant is in compliance with city requirements.
12. Wildcat Dream Foundation, Ward 6
1303 E. University Blvd.
Applicant: Don Tringali
City T88-07
Date of Event: October 4, 2007
(Fundraiser)
Staff has indicated the applicant is in compliance with city requirements.

d. Agent Change/Acquisition of Control

1. Axis Food Mart, Ward 5
1540 E. Broadway Blvd.
Applicant: Elias Husman
Series 10, City AC6-07
Action must be taken by: October 13, 2007
Staff has indicated the applicant is in compliance with city requirements.

It was moved by Council Member Uhlich, duly seconded, and carried by a voice vote of 5 to 0 (Mayor Walkup and Council Member Trasoff absent/excused) to forward liquor license applications 5b1, 5c1 through 5c12, and 5d1 to the Arizona State Liquor Board with a recommendation for approval.

6. CALL TO THE AUDIENCE

Mayor Pro Tempore Scott announced this was the time any member of the public was allowed to address the Mayor and Council on any issue except for any items scheduled for a public hearing. Speakers would be limited to three-minute presentations.

- a. Don Foster spoke regarding his observations for law enforcement and announced that he was running for a seat on the House of Representatives.

- b. Michael Toney shared some history of the Board of Regents and the Arizona constitutional debt limit.
- c. Robert Reus spoke regarding the collection of City sales tax and associated charges, closing of the 4th Avenue underpass, and the lack of freeway access to the downtown areas due to construction.

7. **CONSENT AGENDA – ITEMS A THROUGH D**

Mayor Pro Tempore Scott announced the reports and recommendations from the City Manager on the Consent Agenda Items were received into and made a part of the record. She asked the City Clerk to read the Consent Agenda.

A. **FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO THE SOUTHERN ARIZONA CHAPTER OF APRI (A PHILLIP RANDOLPH INSTITUTE)**

- 1. Report from City Manager OCT2-07-532 WARD 3
- 2. Resolution No. 20786 relating to Finance; approving and authorizing the allocation of One Hundred Dollars (\$100) from Ward 3 Office Community Support Fund, Account No. 001-183-1898-268, to the Southern Arizona Chapter of A Phillip Randolph Institute (APRI) to assist in the work of the institute; and declaring an emergency.

Item A was considered separately.

B. **AGREEMENT EXTENSION: WITH ARIZONA PEACE OFFICER STANDARDS AND TRAINING BOARD FOR ASSIGNMENT OF AN OFFICER TO THE BOARD**

- 1. Report from City Manager OCT2-07-537 CITY-WIDE
- 2. Resolution No. 20788 relating to the Police Department; approving and authorizing execution of an Extension of Agreement between the City of Tucson, Tucson Police Department and the Arizona Peace Officer Standards and Training Board (AZ POST); and declaring an emergency.

C. **INTERGOVERNMENTAL AGREEMENT: WITH THE ARIZONA ATTORNEY GENERAL FOR TOBACCO RETAIL COMPLIANCE INSPECTIONS**

- 1. Report from City Manager OCT2-07-538 CITY-WIDE
- 2. Resolution No. 20787 relating to Police; approving and authorizing execution of an Intergovernmental Agreement between the City of Tucson and the Arizona Attorney General's Office, the Department of Law, State of Arizona for Tobacco Retail Compliance Inspections; and declaring an emergency.

D. INTERGOVERNMENTAL AGREEMENT: WITH THE ARIZONA DEPARTMENT OF PUBLIC SAFETY FOR THE ARIZONA VEHICLE THEFT TASK FORCE

1. Report from City Manager OCT2-07-539 CITY-WIDE
2. Resolution No. 20789 relating to Intergovernmental Agreements; approving and authorizing execution of an Intergovernmental Agreement between the City of Tucson and the Arizona Department of Public Safety for Arizona Vehicle Theft Task Force; and declaring an emergency.

It was moved by Council Member West, duly seconded, that Consent Agenda Items B through D be passed and adopted and the proper action taken. Consent Agenda Item A was considered separately.

Mayor Pro Tempore Scott asked for a roll call vote.

Upon roll call, the results were:

Aye: Council Members Ibarra, West, Uhlich, Leal;
and Mayor Pro Tempore Scott

Nay: None

Absent/Excused: Mayor Walkup and Council Member Trasoff

Consent Agenda Items B through D were declared passed and adopted by a roll call vote of 5 to 0.

7. CONSENT AGENDA – ITEM A

A. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO THE SOUTHERN ARIZONA CHAPTER OF APRI (A PHILLIP RANDOLPH INSTITUTE)

1. Report from City Manager OCT2-07-532 WARD 3
2. Resolution No. 20786 relating to Finance; approving and authorizing the allocation of One Hundred Dollars (\$100) from Ward 3 Office Community Support Fund, Account No. 001-183-1898-268, to the Southern Arizona Chapter of A Phillip Randolph Institute (APRI) to assist in the work of the institute; and declaring an emergency.

Council Member Leal announced he would contribute one hundred dollars to the A Phillip Randolph Institute.

It was moved by Council Member Leal, duly seconded, that Consent Agenda Item A, be amended to include the addition of one hundred dollars, bringing the total to two hundred dollars, be passed and adopted and the proper action taken.

Mayor Pro Tempore Scott asked for a roll call vote.

Upon roll call, the results were:

Aye: Council Members Ibarra, West, Uhlich, Leal;
and Mayor Pro Tempore Scott

Nay: None

Absent: Mayor Walkup and Council Member Trasoff

Consent Agenda Item A was declared passed and adopted by a roll call vote of 5 to 0.

Kathleen S. Detrick, City Clerk, announced there was not a sufficient amount of Council Members present to enact the emergency clause for items on the Consent Agenda. These items would be brought back on October 9, 2007, for inclusion of the emergency clause.

8. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

Mayor Pro Tempore Scott announced City Manager's communication number 535, dated October 2, 2007, was received into and made a part of the record. She asked for a motion to approve the appointment in the report.

It was moved by Council Member Leal, duly seconded, and carried by a voice vote of 5 to 0 (Mayor Walkup and Council Member Trasoff absent/excused) to appoint Norman Ross, representing the Korean War Veterans' Association to the Veterans' Affairs Committee.

9. ADJOURNMENT: 6:02 p.m.

Mayor Pro Tempore Scott announced the next regularly scheduled meeting of the Mayor and Council would be held on Tuesday, October 9, 2007, at 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.

MAYOR

ATTEST:

CITY CLERK

CERTIFICATE OF AUTHENTICITY

I, the undersigned, have read the foregoing transcript of the meeting of the Mayor and Council of the City of Tucson, Arizona, held on the 2nd day of October 2007, and do hereby certify that it is an accurate transcription.

DEPUTY CITY CLERK

KSD:ypl:sp